

Buchanan Ingersoll & Rooney PC
Attorneys & Government Relations Professionals

RECEIVED
CENTRAL FAX CENTER

OCT 02 2008

Address P.O. Box 1404
Alexandria, VA 22313-1404

1737 King Street, Suite 500
Alexandria, VA 22314-2727

Fax Number 703 836 2021

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW.

IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

FAX COVER SHEET

Please deliver the following materials as soon as possible.

No of Pages
(Including cover sheet)
2

TO/COMPANY:	FAX/PHONE:
U.S. Patent and Trademark Office Central Fax Line	(571) 273-8300

FROM: Charles F. Wieland III
Reference No. 1033262-000003

Telephone #: 703 838 6604

Date 10/2/2008

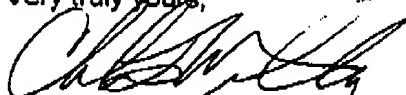
Additional Comments or Instructions:

Re: U.S. Patent Application No. 09/955,939
Appeal No. 2008-3185

Dear Sirs,

Attached is a signed copy of the Notice of Hearing confirming our attendance at the November 18, 2008 Oral Hearing.

Very truly yours,



Charles F. Wieland III

Return Originals to:

Floor No.

IF YOU DO NOT RECEIVE THE DESIGNATED NUMBER OF PAGES, OR IF YOU EXPERIENCE ANY PROBLEM WITH THE TRANSMISSION OF THIS DOCUMENT, PLEASE CALL OUR FAX OPERATOR AT 703 836 6620

RECEIVED
CENTRAL FAX CENTER

OCT 02 2008



UNITED STATES PATENT AND TRADEMARK OFFICE

Board of Patent Appeals and Interferences

BUCHANAN, INGERSOLL & ROONEY
PC
POST OFFICE BOX 1404
ALEXANDRIA, VA 22313-1404

Appeal No: 2008-3185
Appellant: Jonathan R. Merrill
Application No: 09/955,939
Hearing Room: A
Hearing Docket: B
Hearing Date: Tuesday, November 18, 2008
Hearing Time: 09:00 AM
Location: Madison Building - East Wing
600 Dulany Street, 9th Floor
Alexandria, Virginia 22313-1450

NOTICE OF HEARING
CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

The application involved in this appeal has been published. Accordingly, the hearing in this appeal is open to the public.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

BPAI HEARINGS FAX No: (571) 273-0299

USPTO Central Fax No: (571) 273-8300

BPAI Mailing Address:

Board of Patent Appeals and Interferences
United States Patent and Trademark Office
P.O. BOX 1450
Alexandria, Virginia 22313-1450

In all communications relating to this appeal, please identify the appeal by its number.

HEARING ATTENDANCE CONFIRMED HEARING ATTENDANCE WAIVED

Signature of Attorney/Agent/Appellant

Date

Registration No.

Names of other visitors expected to accompany counsel:

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see
http://www.uspto.gov/visit/offices/alex/geo/outline/contact.htm#hni_contacts